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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**

7 TONY L. HOBSON, }
8 Plaintiff, }
9 v. }
10 CLARK COUNTY NEVADA, }
11 Defendants. }
12 _____)

2:16-cv-00437-JAD-VCF
ORDER

13 **I. DISCUSSION**

14 On September 23, 2016, the Court issued a screening order permitting the excessive
15 force claim against Cera and Corona and the procedural due process claim against Graham,
16 Smith, and Scando to proceed. (ECF No. 4 at 7). The Court dismissed all other claims with
17 leave to amend. (*Id.*). The Court granted Plaintiff until October 23, 2016, to file an amended
18 complaint. (*Id.*). The Court specifically stated that, if Plaintiff chose not to file an amended
19 complaint, the action would proceed against Cera, Corona, Graham, Smith, and Scando only.
20 (*Id.* at 8). Plaintiff has not filed an amended complaint. Pursuant to the screening order, this
21 action shall proceed on the excessive force claim against Cera and Corona and the procedural
22 due process claim against Graham, Smith, and Scando only.

23 **II. CONCLUSION**

24 For the foregoing reasons, IT IS ORDERED that, pursuant to the Court's screening
25 order (ECF No. 4), this action shall proceed on the excessive force claim against Cera and
26 Corona and the procedural due process claim against Graham, Smith, and Scando only.

27 IT IS FURTHER ORDERED that the Clerk of Court **SHALL ISSUE** summonses for
28 Defendants Cera, Corona, Graham, Smith, and Scando, **AND DELIVER THE SAME**, to the
U.S. Marshal for service. The Clerk **SHALL SEND** to Plaintiff **five (5)** USM-285 forms. The

1 Clerk also **SHALL SEND** a copy of the complaint (ECF No. 5) and a copy of this order to the
2 U.S. Marshal for service on Defendant(s). Plaintiff shall have **thirty (30) days** within which to
3 furnish to the U.S. Marshal the required USM-285 forms with relevant information as to each
4 Defendant on each form. Within **twenty (20) days** after receiving from the U.S. Marshal a
5 copy of the USM-285 forms showing whether service has been accomplished, Plaintiff must
6 file a notice with the Court identifying which Defendant(s) were served and which were not
7 served, if any. If Plaintiff wishes to have service again attempted on an unserved
8 Defendant(s), then a motion must be filed with the Court identifying the unserved Defendant(s)
9 and specifying a more detailed name and/or address for said Defendant(s), or whether some
10 other manner of service should be attempted.

11 **IT IS FURTHER ORDERED** that henceforth, Plaintiff shall serve upon Defendants or,
12 if appearance has been entered by counsel, upon the attorney(s), a copy of every pleading,
13 motion or other document submitted for consideration by the Court. Plaintiff shall include with
14 the original paper submitted for filing a certificate stating the date that a true and correct copy
15 of the document was mailed to the Defendants or counsel for the Defendants. The Court may
16 disregard any paper received by a district judge or magistrate judge which has not been filed
17 with the clerk, and any paper received by a district judge, magistrate judge or the clerk which
18 fails to include a certificate of service.

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20 DATED: This 31st day of October, 2016.

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23 United States Magistrate Judge

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